

Appln. No. 10/625,317

Reply to Office Action of June 22, 2005

REMARKS/ARGUMENTS

In order to avoid the issue with respect to the duplication of the subject matter of claim 1 and claim 4, the features from claim 4 are combined into claim 1. Claim 4 is canceled along with the dependent claims dependent thereon, namely claims 8 and 12. It is submitted that this avoids issues of the subject matter of claims 1 and 4 being the same.


Concerning the inconsistency between the disclosure of formula I-1 in the parent application and the present application, applicants advise that the formulas shown in the present CIP application properly represent the compounds. The compound disclosed herein is consistent with the chemical data (e.g. x-ray diffraction data). The different solvate mentioned by the Examiner would be expected to give different chemical data.

A new ABSTRACT is presented which includes each of the formulas of claims 1-3 as required by the Examiner.

In view of the above, withdrawal of the rejections and allowance of the application are respectfully requested.

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Respectfully submitted,

  
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